

Message Text

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ACTION IO-10

INFO OCT-01 EUR-12 ISO-00 AF-04 ARA-06 EA-06 NEA-06 RSC-01

OIC-02 L-02 CIAE-00 COME-00 DODE-00 DOTE-00 EB-04

FMC-01 INR-05 NSAE-00 CG-00 COA-01 DLOS-03 SWF-01

ABF-01 TRSE-00 OMB-01 PM-03 OES-02 SS-15 NSC-05 SP-02

PA-01 PRS-01 USIA-06 /102 W
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TO SECSTATE WASHDC 9130
INFO AMCONSUL MONTREAL

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E.O. 11652: N/A

TAGS: AORG, PORG, WMO

SUBJECT: RESUMED SESSION OF CONFERENCE OF PLENIPOTENTIARY DELEGATION
FOR NAOS

REF: STATE 247022

1. REVIEW THIS MORNING (NOV 11) BY COMMITTEE OF THE WHOLE OF FIRST
REPORT OF DRAFTING WORKING GROUP BROUGHT OUT FURTHER DIFFICULTIES
WITH THE INTERIM PROCEDURE NEEDED TO AVOID BREAK IN OCEAN STATION
PROGRAM WHEN ICAO/NAOS AGREEMENT TERMINATES 30 JUNE 1975.

2. QUESTION OF "PROVISIONAL APPLICATION" OF AGREEMENT HAS BEEN
SUBJECT OF EXTENSIVE DISCUSSION DURING SEVERAL PREVIOUS SESSIONS.
AT TODAY'S MEETING, THE CHAIRMAN INVITED COMMENTS OF ALL
PARTICIPANTS ON THEIR ABILITY TO MAKE PAYMENTS UNDER DRAFT
AGREEMENT BEFORE THEIR COUNTRY HAD RATIFIED THE AGREEMENT. IN
SUMMING UP THESE COMMENTS, CHAIRMAN CONCLUDED THAT SUFFICIENT
FUNDS TO CARRY ON THE OPERATION WOULD NOT LIKELY BE AVAILABLE
UNTIL 1976. THIS IS CAUSING CONCERN TO POTENTIAL OPERATORS AND
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IN AN ASIDE THE UK DELEGATE SAID HE DID NOT THINK HIS GOVERNMENT

COULD UNDERTAKE CONTRACT FOR REFURBISHING SHIPS UNTIL FUNDS TO DO SO
WERE
FULLY AGREED.

3. ABOVE SUBJECT IS NOW BEING EXPLORED OUTSIDE THE SESSION.
AS MEANS OF ASSURING OPERATORS THAT FUNDS WILL BE MADE
AVAILABLE BEFORE AGREEMENT IS RATIFIED BY ALL PARTICIPANTS,
LEGAL EXPERT (SONDAAL, NETHERLANDS), IS PREPARING DECLARATION TO
BE INCLUDED IN FINAL ACT, WHICH WOULD EXPRESS THE INTENTIONS OF
GOVERNMENTS TO MAKE PAYMENTS IN ADVANCE OF THE AGREEMENT
COMING INTO FORCE. IT WOULD ESSENTIALLY COVER PROVISION NOW
CONTAINED IN ARTICLE 17, WHICH ARTICLE WOULD THEN BE DELETED
FROM AGREEMENT ITSELF.

4. RUSSIANS AGAIN SEEM TO HAVE DIFFICULTY IN FOLLOWING AND ACCEPTING
THE VARIOUS SUGGESTIONS MADE DURING THIS DEBATE AND
ASKED FOR FURTHER DELAY IN TAKING UP DRAFT TEXT OF AGREEMENT.

5. THIS DIFFICULTY ILLUSTRATES THE SENSITIVITY OF PARTICIPANTS TO
COST SHARING PROBLEMS AND UNWILLINGNESS OF SOME OF OPERATORS
TO TAKE ANY RISK BEYOND THOSE WHICH ARE COVERED BY THE
AGREEMENT. IN SPITE OF THESE PROBLEMS, IT IS EXPECTED THAT FINAL
ACT CAN BE SIGNED ON FRIDAY NOVEMBER 15.DALE

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